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December 4, 2007

AREA CODE 803  
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TRACEY C. GREEN  
SPECIAL COUNSEL

**VIA ELECTRONIC**  
**AND U.S. MAIL**

The Honorable Charles L.A. Terreni  
Chief Clerk/Administrator  
**Public Service Commission of South Carolina**  
PO Drawer 11649  
Columbia, South Carolina 29211

RE: Application of United Utility Companies, Inc. for approval of a contract  
with Trollingwood Development, LLC, to serve Phase II of Trollingwood  
Subdivision; Docket No. 2007-409-S

Dear Mr. Terreni:

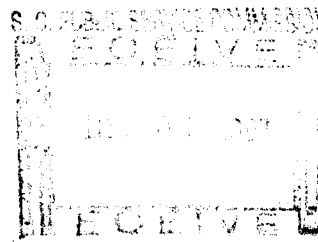
Enclosed for filing are the original and ten (10) copies of an amended page 2 of the previously filed Application of United Utility Companies, Inc., in the above-referenced matter. This amendment is necessitated by an inadvertent reference to "water" facilities in the original pleading. As the contract attached to the application reflects, this matter involves only the provision of sewer service.

*led* I would appreciate your acknowledging receipt of this amended application by date-stamping the extra copy of this letter that is enclosed and returning it to me via my courier delivering same.

In addition to this amendment, I have taken the liberty of revising the notice of filing provided by the Docketing Department in this matter to delete any reference to water facilities and will submit that revised notice to the appropriate newspaper tomorrow in order to insure publication by the December 10th deadline. I trust that this will meet with your approval, but please let me know if it does not.

This error was brought to my attention by the Office of Regulatory Staff and, by copy of this letter, I am serving the Office of Regulatory Staff with the amended page of the application and revised notice of filing and enclose a certificate to that effect.

If you have any questions or need additional information, please do not hesitate to contact



The Honorable Charles L.A. Terreni  
December 4, 2007  
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me. With best regards, I am,

Sincerely,

**WILLOUGHBY & HOEFER, P.A.**

  
John M. S. Hoefer

JMSH/  
Enclosure

cc: Nanette S. Edwards, Esq.

**BEFORE**  
**THE PUBLIC SERVICE COMMISSION OF**  
**SOUTH CAROLINA**

**DOCKET NO. 2007-409-S**

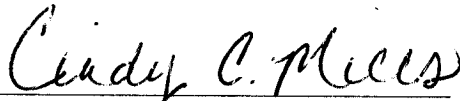
IN RE:

Application of United Utility Companies,  
Inc. for approval of a contract with  
Trollingwood Development, LLC, to  
serve Phase II of Trollingwood  
Subdivision

**CERTIFICATE OF SERVICE**

This is to certify that I have caused to be served this day one (1) copy of the amended page 2 of the previously filed Application by placing same in the care and custody of the United States Postal Service with first class postage affixed thereto and addressed as follows:

Nanette S. Edwards, Esquire  
**Office of Regulatory Staff**  
Post Office Box 11263  
Columbia, South Carolina 29211

  
Cindy C. Mills

Columbia, South Carolina  
This 4<sup>th</sup> day of December, 2007

and incorporated herein by reference as Exhibit "A." Under Article IV, § 1 of the Agreement, Applicant will provide service to the proposed development pursuant to all of the terms, conditions, rates and charges set forth in its existing rate schedule as are on file with this Commission and in effect from time to time<sup>1</sup>.

3. The Utility's Trollingwood System currently serves the existing phase of the Trollingwood Subdivision ("Subdivision"). Pursuant to this agreement, Applicant additionally proposes to serve Phase II which will consist of approximately sixty-two (62) additional single family residences. The Agreement provides, *inter alia*, that Developer will construct all of the necessary sewer facilities ("Facilities") required to connect the proposed development to Utility's Trollingwood System, acquire all necessary easements and rights-of-way ("Easements") and convey such Facilities and Easements to Applicant. Performance of the Agreement is conditioned upon its approval by this Commission.

4. The proposed development is within Applicant's Commission authorized Service Area in Greenville County. No other public or governmental utility is authorized or willing to serve the proposed development.

5. Pursuant to Article II, §14 of the Agreement, Applicant has agreed to reserve adequate utility capacity for up to sixty-two (62) wastewater connections located within the Property upon the Developer's satisfaction of all of its contractual obligations to Utility. Applicant submits that this provision is warranted and in the public interest as it allows the utility to adequately engage in planning for operations.

6. Applicant submits that the public convenience and necessity will be served by the approval of this Agreement. Applicant further submits that no hearing in this matter is required. See S.C. Code Ann. § 58-5-240(G) (Supp.2007).

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<sup>1</sup> Thus, upon any subsequent revisions to rates which may result from any appeal which may be taken from further Commission orders in that docket, the rates to be charged in the proposed development would change.

PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

DOCKETING DEPARTMENT

NOTICE OF FILING

DOCKET NO. 2007-409-S

**APPLICATION OF UNITED UTILITY COMPANIES, INC. FOR APPROVAL OF A CONTRACT WITH TROLLINGWOOD DEVELOPMENT, LLC, TO SERVE PHASE II OF TROLLINGWOOD SUBDIVISION**

United Utility Companies, Inc. ("Applicant" or "Utility") has filed an Application with the Public Service Commission of South Carolina ("Commission"), pursuant to 26 S. C. Code Ann. Regs. 103-541 and 103-743 (Supp. 2006) for approval of a contract between it and Trollingwood Development, LLC, ("Developer") to serve Phase II of Trollingwood Subdivision.

The Applicant is a public utility currently authorized to operate wastewater systems under the jurisdiction of the Commission in Greenville County, as well as certain other counties in South Carolina. The Applicant and the Developer seek the Commission's approval of an agreement they entered into on October 15, 2007 ("Agreement"). Pursuant to the Agreement, the Applicant will provide service to the proposed development pursuant to all of the terms, conditions, rates and charges set forth in its existing rate schedule as are on file with the Commission and in effect from time to time.

The Utility's Trollingwood System currently serves the existing phase of the Trollingwood Subdivision ("Subdivision") in Greenville, South Carolina. The Applicant additionally proposes to serve Phase II which will consist of approximately sixty-two (62) additional single family residences. The Agreement provides, *inter alia*, that the Developer will construct all of the necessary sewer facilities ("Facilities") required to connect the proposed development to Utility's Trollingwood System, acquire all necessary easements and rights-of-way ("Easements") and convey such Facilities and Easements to Applicant.

According to the Application, the proposed development is within the Applicant's Commission authorized service area in Greenville County and no other public or governmental utility is authorized or willing to serve the proposed development.

A copy of the Company's Application can be obtained from the Commission at the following address: Public Service Commission of South Carolina, Docketing Department, 101 Executive Center Drive, Columbia, South Carolina 29210. Additionally, the Application is available on the Commission's website at [www.psc.sc.gov](http://www.psc.sc.gov) and is available from John M. S. Hoefer, Esquire or Benjamin P. Mustian, Esquire, Willoughby & Hoefer, P.A., Post Office Box 8416, Columbia, South Carolina 29202-8416.

A public hearing, if scheduled, will be held in the Commission's Hearing Room, Synergy Business Park, Saluda Building, 101 Executive Center Drive, Columbia, South Carolina, for the purpose of receiving testimony and other evidence from all interested parties regarding this Application. The time and date of this hearing will be furnished to all interested parties at a later date.

Any person who wishes to participate in this matter, as a party of record with the right of cross-examination should file a Petition to Intervene in accordance with the Commission's Rules of Practice and Procedure on or before **December 31, 2007**, and indicate the amount of time required for his presentation. Please include an email address for receipt of future Commission correspondence in the Petition to Intervene. *Please refer to Docket No. 2007-409-S.*

Any person who wishes to testify and present evidence at the hearing, if scheduled, should notify the Docketing Department, in writing, at the address below, the Office of Regulatory Staff, at Post Office Box 11263, Columbia, South Carolina 29211 and John M. S. Hoefer, Esquire, at the above address, on or before **December 31, 2007**, and indicate the amount of time required for his presentation. *Please refer to Docket No. 2007-409-S.*

Any person, who wishes to be notified of the hearing, but does not wish to present testimony or be a party of record, may do so by notifying the Docketing Department, in writing, at the address below on or before **December 31, 2007**. *Please refer to Docket No. 2007-409-S.*

Docket No. 2007-409-S  
United Utility Companies, Inc.  
Notice of Filing – Page 2

**PLEASE TAKE NOTICE:** Any person who wishes to have his or her comments considered as part of the official record of this proceeding **MUST** present such comments, in person, to the Commission during the hearing.

Persons seeking information about the Commission's Procedures should contact the Commission at (803) 896-5100.

Public Service Commission of South Carolina  
Attn: Docketing Department  
Post Office Drawer 11649  
Columbia, South Carolina 29211

11/30/07  
cba